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HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P. (S) No. 562 of 2007

Petitioner		Dr. Sagar Shukla, S/o Late Ganesh Prasad Shukla, aged about 46 years, Occupation medical Office, Community Health Centre, Lormi, District Bilaspur (C.G.)
	Versus	
Respondents	1.	State of Chhattisgarh Through Secretary, Health & Family Welfare Department, Mantralaya, D.K.S. Bhawan, Raipur (C.G.)
	2.	Chief Medical Officer, Bilaspur, District Bilaspur (C.G.)
	3.	O. P. Gupta, aged about 43 years, Personnel Secretary, Chief Minister, C.M.House, Raipur (C.G.)
	4.	Dr. M.T.Minj, Block Medical Officer, Lormi, Community Health Centre, Lormi (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE COSTITUTION OF INDIA

SB: Hon'ble Mr. Justice Satish K. Agnihotri

Smt. Hamida Siddque, Advocate for the petitioner.

Shri Vinay Pandey, Panel Lawyer for the respondents No. 1 and 2.

ORDER

(Passed on this 26th day of April, 2007)

1. Learned counsel appearing for the petitioner submits that the suspension order was passed on 1.9.2006 (Annexure P/1) and it was served on the petitioner on 4.12.2006. Thereafter, the charge sheet was issued. The enquiry has not yet been concluded. According to learned counsel for the petitioner, the entire affair is being conducted on account of extraneous considerations.
2. Be that as it may, it is the subject matter of the enquiry. At this stage I do not propose to go into the merits of the enquiry. However, the petitioner is entitled to subsistence allowance during the suspension

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period. According to learned counsel, no subsistent allowance is paid till date. The respondents authorities are directed to release subsistence allowance to the petitioner within a period of three weeks from the date of receipt of a copy of this order.

3. Having regard to the facts and circumstances of the case, the interest of justice would be sub-served if the Enquiry Officer is directed to conclude the enquiry, as early as possible, preferably within a period of three months from the date of receipt of a copy of this order.
4. With the above direction this petition stands disposed of.

Consequently M(W)P No. 277/2007 stands disposed of.

Thakur

Sd/-
Satish K. Agnihotri
Judge